

**UNITED STATES DISTRICT COURT
DISTRICT OF SOUTH CAROLINA
COLUMBIA DIVISION**

INTERNATIONAL BROTHERHOOD OF ELECTRICAL
WORKERS LOCAL 98 PENSION FUND, on behalf
of itself and all others similarly situated,
Plaintiff,

vs.

DELOITTE & TOUCHE LLP, DELOITTE LLP,
Defendants.

Case No. 3:19-cv-3304

Class Action

**[PROPOSED] ORDER REGARDING MOTION TO CLARIFY CASE
LEADERSHIP**

Under Section 21D(a)(3)(B) of the Securities Exchange Act of 1934 (“Exchange Act”), as amended by the Private Securities Litigation Reform Act of 1995 (“PSLRA”), and this Court’s February 18, 2020 Order Appointing International Brotherhood of Electrical Workers Local 98 Pension Fund (“Lead Plaintiff” or “Pension Fund”) as Lead Plaintiff and Approving Selection of Counsel, ECF No. 37, and for good cause shown:

1. The Court reaffirms its finding that the Pension Fund satisfies the requirements for lead plaintiff under Section 21D(a)(3)(B) of the Exchange Act and that no proof has been adduced showing that the Pension Fund will not fairly and adequately represent the interests of the putative class.
2. The Court directs the Clerk of Court to substitute the Pension Fund for Samuel R. Floyd, III in the caption of this action, and to remove Mr. Floyd as a party to the action.
3. The Court reaffirms its findings that the Pension Fund, under Section 21D(a)(3)(B) of the Exchange Act, has selected and retained Cohen Milstein Sellers & Toll PLLC, and appoints Cohen Milstein Sellers & Toll PLLC as Lead Counsel for the Class.

4. The Court reaffirms that Lead Counsel solely shall have the following responsibilities and duties:

- a. to coordinate the briefing and argument of motions;
- b. to coordinate the conduct of discovery proceedings;
- c. to coordinate the examination of witnesses in depositions;
- d. to coordinate the selection of counsel to act as a spokesperson at pretrial conferences;
- e. to call meetings of Plaintiffs' counsel as they deem necessary and appropriate from time to time;
- f. to coordinate all settlement negotiations with counsel for Defendants;
- g. to coordinate and direct the pretrial discovery proceedings and the preparation for trial and the trial of this matter and to delegate work responsibilities to selected counsel as may be required; and
- h. to supervise any other matters concerning the prosecution, resolution or settlement of this action.

5. The Court reaffirms that no motion, request for discovery, or other pretrial proceedings shall be initiated or filed by any plaintiff other than the Lead Plaintiff, and that no settlement negotiations shall be conducted without the approval of the Lead Plaintiff and Lead Counsel.

6. The Court reaffirms that the Pension Fund, under Section 21D(a)(3)(B) of the Exchange Act, has selected and retained Tinkler Law Firm LLC as Liaison Counsel, and appoints Tinkler Law Firm LLC as Liaison Counsel for the Class.

7. Daryl G. Hawkins and his firm (Law Office of Daryl G. Hawkins, LLC), Edward D. Sullivan and his firm (Sullivan Law Firm PC), and Gordon Ball and his firm (Gordon Ball LLC) will be additional counsel to the proposed Class to work under the direction of Lead Counsel.

IT IS SO ORDERED.

Dated: July __, 2021

Margaret B. Seymour
Senior United States District Judge